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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

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DOCKETED

JUL 18 2007

MIKE GLEASTON, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
KRISTIN K. MAYES  
GARY PIERCE

AZ CORP COMMISSION  
DOCKET CONTROL

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF  
PERKINS MOUNTAIN UTILITY COMPANY FOR  
A CERTIFICATE OF CONVENIENCE AND  
NECESSITY.

DOCKET NO. SW-20379A-05-0489

IN THE MATTER OF THE APPLICATION OF  
PERKINS MOUNTAIN WATER COMPANY FOR  
A CERTIFICATE OF CONVENIENCE AND  
NECESSITY.

DOCKET NO. W-20380A-05-0490

**PROCEDURAL ORDER**

**BY THE COMMISSION:**

On July 7, 2005, Perkins Mountain Utility Company and Perkins Mountain Water Company ("Applicants") filed with the Arizona Corporation Commission ("Commission") applications for Certificates of Convenience and Necessity ("Certificate" or "CC&N") to provide wastewater and water service to a master-planned community in Mohave County, Arizona.

Hearings were held in December, 2005, and again in February and March, 2007, and Briefs were filed in this matter. A number of late-filed documents have also been submitted in the docket since that time.

On July 3, 2007, Commissioner Mundell filed a letter requesting that the record be re-opened and that Mr. Jim Rhodes, and perhaps other persons associated with the Applicants, be required to appear and give sworn testimony with respect to recent news stories regarding alleged payments by Mr. Rhodes to former Clark County, Nevada Commissioner Erin Kenney.

On July 5, 2007, Commissioner Mayes filed a letter concurring with Commissioner Mundell's request to conduct additional hearings regarding the alleged payments to Ms. Kenney.

IT IS THEREFORE ORDERED that the Applicants shall file, by no later than July 23, 2007, a response to the request by Commissioners Mundell and Mayes to re-open the record.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized

1 Communications) applies to this proceeding and shall remain in effect until the Commission's  
2 Decision in this matter is final and non-appealable.

3 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
4 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

5 DATED this 18<sup>th</sup> day of July, 2007.

6  
7 

8 DWIGHT D. NODES  
9 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered  
11 this 18<sup>th</sup> day of July, 2007 to:

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By:



Debra Broyles  
Secretary to Lyn Farmer